

INDUSTRIAL TRIBUNAL

**COURT #2 FREEPORT INSURANCE CENTER, 21B WEST MALL & POINCIANA
DRIVE, FREEPORT, GRAND BAHAMA, COMMONWEALTH OF THE BAHAMAS**

Before

MRS. HELEN J. ALMORALES-JONES (VICE-PRESIDENT)

(SITTING ALONE)

ARTISHA STUBBS

APPLICANT

TOTAL EDUCATION CENTER

RESPONDENT

ORDER

APPEARANCES

For the Applicant

No appearance

For the Respondent

No appearance

WHEREAS:

- 1) On the 13th May, 2022, **Artisha Stubbs** ("the Applicant") filed a **Report of a Trade Dispute** against **Total Education Center** ("the Respondent") with The Department of Labour in Grand Bahama, The Bahamas;
- 2) By a **Certificate of Referral** dated 16th August, 2022 (received on 18th January, 2023), the Honourable Minister of Labour & Immigration ("The Minister") referred the said trade dispute to the Industrial Tribunal, Northern Region, ("the Tribunal");
- 3) On the 19th January, 2023, the Tribunal served the **Applicant** with notice of the referral;
- 4) The Applicant filed a **Form A** (Originating Application) on the 25th January, 2023, in accordance with **Rule 3(1)** of **The Industrial Relations (Tribunal Procedure) Rules, 2010** ("The Rules");
- 5) On the 25th January, 2023, the Tribunal served a copy of the **Form A** (Originating Application) and a **Form C** (Notice of Originating Application) on the Respondent (received by *Agnes Roker*), in accordance with **Rule 4** of **The Rules**;
- 6) The **Respondent** filed a **Form D** (Notice of Appearance) on the 30th January, 2023, in accordance with **Rule 5(1)** of **The Rules**, which named the law firm of **Bridgewater & Co.** as its Representative;
- 7) The **Respondent** filed a **Form E** (Defence) on the 15th February, 2023, in accordance with **Rule 6** of **The Rules**;
- 8) On the 16th February, 2023, the Tribunal served both parties with a **Form J** (Notice of Hearing) setting this matter down for **Case Management** at 10:00 a.m. on Thursday, 2nd March, 2023;
- 9) Only the Applicant appeared at the **Case Management** hearing, pro se, and she filed a **Form M** (Notice of Joinder of Parties) applying for leave to join **Total Educational Center Co. Ltd.** as a party to the proceedings;
- 10) The Tribunal adjourned the matter to 10:00 a.m. on Tuesday, the 21st March, 2023, for trial;
- 11) On the 2nd March, 2023, the Tribunal served the Applicant with a **Form J** (Notice of Hearing) setting this matter down for **Trial** at 10:00 a.m. on Tuesday, 21st March, 2023;

12) On the 3rd March, 2023, the Tribunal served the Respondent's place of business (as its Counsel was disbarred on 15th February, 2023) with:-

- a **Form J** (Notice of Hearing) setting this matter down for **Trial** at 10:00 a.m. on Tuesday, 21st March, 2023; and
- the **Form M** (Notice of Joinder of Parties) application (received by Aliya Rolle);

13) The Tribunal was satisfied that both the Applicant and the Respondent's place of business were duly served with the **Form J** (Notice of Hearing) at least 14 days before the hearing date, as required by **Rule 8(1)** of **The Rules**;

IT IS HEREBY ORDERED THAT the Applicant's **Form A** (Originating Application) be struck out for want of prosecution pursuant to **Rule 12(1)(f)** of **The Rules** and this matter be dismissed.

AND THIS IS THE ORDER OF THE TRIBUNAL.

DATED: This 21st day of March, A.D., 2023.

Helen J. Almorales-Jones

**Her Honor, Helen J. Almorales-Jones,
Vice-President**

